

BEFORE THE GROWTH MANAGEMENT HEARINGS BOARD
CENTRAL PUGET SOUND REGION
STATE OF WASHINGTON

McCORMICK LAND COMPANY, Inc.,
OVERTON & ASSOCIATES LP, NORTHBAY
PROPERTIES LLC, COULTER CREEK LLC,
NORTH MASON LLC, and SOUTHWEST
KITSAP LLC,

Petitioners,

v.

KITSAP COUNTY,

Respondent.

CASE NO. 11-3-0003c
(Overton)

ORDER OF DISMISSAL

This case was brought as a challenge to Kitsap County's 2010 amendments to the rural element of its comprehensive plan. The parties entered into settlement negotiations and were granted three consecutive settlement extensions. Pursuant to these negotiations, Kitsap County enacted revisions to its comprehensive plan and the petitioners agreed to dismissal of their appeal. On October 4, 2011, the parties filed a Stipulation and Agreed Order Regarding Dismissal.

WAC 242-03-720(1) provides: "Any action shall be dismissed by the board ...upon stipulation for dismissal by petitioner(s) and respondent(s)." The parties have stipulated to dismissal of the appeal with prejudice.

Accordingly, the Board enters the following **ORDER**:

1. *McCormick Land Company, Inc., Overton & Associates LP, NorthBay Properties LLC, Coulter Creek LLC, North Mason LLC, and Southwest Kitsap LLC, v Kitsap County*, GMHB Consolidated Case No. 11-3-0003c, is **dismissed** with prejudice.
2. The matter of *McCormick Land Company, Inc., Overton & Associates LP, NorthBay Properties LLC, Coulter Creek LLC, North Mason LLC, and Southwest Kitsap LLC, v Kitsap County*, GMHB Consolidated Case No. 11-3-0003c, is **closed**.

DATED this 10th day of October, 2011.

Margaret A. Pageler, Board Member

Nina Carter, Board Member